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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

SEEVER MUSTAFA SULAIMAN, Plaintiff, v. MICHAEL CHERTOFF, Secretary of the United States Department of Homeland Security; EMILIO T. GONZALEZ, Director of the United States Citizenship and Immigration Services; GERALD HEINAUER, Director, Nebraska Service Center; PAUL M. PIERRE, District Director, San Diego District; MICHAEL MUKASEY, Attorney General; and ROBERT S. MUELLER III, Director of the Federal Bureau of Investigation, Defendants.	)	Case No. 07cv2293 BEN (CAB) JOINT MOTION TO REMAND

COME NOW THE PARTIES, Plaintiff Seever Mustafa Sulaiman, by and through counsel, Robert G. Nadalin, and Defendants Michael Chertoff, et al., by and through their counsel, Karen P. Hewitt, United States Attorney, and Caroline Clark, Assistant United States Attorney, and hereby jointly move the Court to remand this complaint to U.S. Citizenship and Immigration Services (USCIS) for adjudication. The undersigned attorney for the Defendants has informed counsel for the Plaintiff that the FBI has completed its name check and that USCIS may now complete its investigation and adjudication of Plaintiff's naturalization application. In the event the naturalization application is not adjudicated within sixty days of the Court's order remanding the case, Defendants do not object to Plaintiff's being granted sixty days leave to amend his complaint.

DATED: February 22, 2008

s/ Robert G. Nadalin
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ROBERT G. NADALIN
Attorney for Plaintiff
E-Mail: robert@montagnadalin.com

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures of the United States District Court for the Southern District of California, I certify that the content of this document is acceptable to counsel for the Plaintiff and that I have obtained authorization from Robert G. Nadalin to affix his electronic signature to this document.

DATED: February 22, 2008

KAREN P. HEWITT
United States Attorney

s/ Caroline J. Clark
____
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